

Robert Greene Sterne Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michael B. Ray Robert E. Sokohl Eric K. Steffe Michael Q. Lee Steven R. Ludwig John M. Covert Robert C. Millonig Donald J. Featherstone Timothy J. Shea, Jr Michael V. Messinger Judith U. Kim Patrick E. Garrett Jeffrey I. Helvey Eldora L. Ellison Thomas C. Fiala Donald R. Banowit Peter A. Jackman Jeffrey S. Weaver Brian J. De Buono Mark Fox Evens Edward W. Yee Vincent L. Capuano Virgil Lee Beaston Theodore A. Wood Elizabeth J. Haanes Joseph S. Ostroff Frank R. Cottingham Daniel A. Klein Jason D. Eisenberg Michael D. Specht Tracy L. Muller Jon E. Wright

January 25, 2007

LuAnne M. DeSantis
Ann E. Summerfield
Kevin W. McCabe
Helene C. Carlson
Cynthla M. Bouchez
Timothy A. Doyle
Gaby L. Longsworth
Lori A. Gordon
Laura A. Vogel
Bryan S. Wade
Bashir M.S. Ali
Mark W. Rygiel
Kevin W. Rocabe
Longsworth
Lori A. Summerfield
Kevin W. Rocabe
Lori A. Summerfield
Kevin W. Rygiel
Kevin W. Rygiel
Kevin W. Rocabe
Lori A. Summerfield
Kevin W. Rocabe
Lori A. Summerfield
Kevin W. Rocabe
Lori A. Summerfiel
Lori A. Summ

Shannon A. Carroll

Marsha A. Rose

Anbar F. Khal Michelle K. Holoubek

Young Tang Christopher J. Walsh W. Blake Coblentz* James J. Pohl* John T. Haran Registered Patent Agents
Karen R. Markowicz
Marthew J. Dowd
Katina Yujian Pei Quach
Bryan L. Skelton
Robert A. Schwartzman
Victoria S. Rutherford
Simon J. Elliott
Julie A. Heider
Mita Mulkherjee
Scott M. Woodhouse

Liliana Di Nola-Baron Peter A. Socarras Jeffrey K. Mills Danielle L. Letting Lori Brandes Steven C. Oppenheimer

Receipt

Of Counsel Edward J. Kessler Kenneth C. Bass III Marvin C. Guthrie

*Admitted only in Maryland

*Admitted only in Virginia

Practice Limited to
Federal Agencies

WRITER'S DIRECT NUMBER: (202) 772-8861 INTERNET ADDRESS: CBOUCHEZ@SKGF.COM

Art Unit 1614

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Utility Patent Application

Application No. 10/565,883; § 371 Date: May 24, 2006

For: Fungicide Ternary Active Ingredient Combinations

Inventors: Dahmen et al.

Our Ref: 2400.0180000/JMC/VLC/CMB

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Request for Corrected Official Filing Receipt;
- 2. A copy of the original Official Filing Receipt dated November 13, 2006, with corrections noted in red; and
- 3. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Cynthia M. Bouchez Attorney for Applicants

Registration No. 47,438

JMC/VLC/CMB:krh Enclosures

633353_1.DOC

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

JAN 2 5 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Dahmen et al.

Appl. No.: 10/565,883

§ 371 Date: May 24, 2006

For: Fungicide Ternary Active Ingredient Combinations

Alexandria, VA 22313-1450

Confirmation No.: 8057

Art Unit: 1614

Examiner: To Be Assigned

Atty. Docket: 2400.0180000/JMC/VLC/CMB

Request for Corrected Official Filing Receipt

Commissioner for Patents
PO Box 1450

Mail Stop Missing Parts

Sir:

Applicants hereby request that a corrected Official Filing Receipt be issued and sent to the undersigned representative. Specifically, the following corrections to the Official Filing Receipt are requested: In the Applicants section, please delete "Asrtid Mauler Machnik" and insert -- Astrid Mauler-Machnik --.. In support of the above request, a marked-up copy of the instant Official Filing Receipt is enclosed to show the corrections. It is requested that a corrected Official Filing Receipt be issued, and sent to the undersigned at the earliest possible time.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Cynthia M. Bouchez Attorney for Applicants Registration No. 47,438

Date: <u>January 25, 2007</u>

1100 New York Avenue, N.W. Washington, D.C. 20005-3934 (202) 371-2600

633335 1.DOC



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Addres: COMMISSIONER FOR PATENTS P.O. Day 1450 Alaxandria, Viginia 22313-1450 www.uspto.gov

FILING OR 371 DRAWINGS TOT CLMS ATTY.DOCKET NO IND CLMS ART UNIT **FIL FEE REC'D** APPL NO. (c) DATE 1030 2400 0180000/SRL 10/565.883 05/24/2006 1614

CONFIRMATION NO. 8057

26111 STERNE, KESSLER, GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005



Date Mailed: 11/13/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Peter Dahmen, Neuss, GERMANY;

Please deleic "Asrtid Mauler-Machnik, Leichlingen, GERMANY;

Anne Suty-Heinze, Langenfeld, GERMANY; and InserT Friedrich Kerz-Mohlendick, Leverkusen, GERMANY;

-- Astrid Mauler-Machnikz-

Assignment For Published Patent Application

Bayer Cropscience Aktiengesellschaft, Monheim, GERMANY

Power of Attorney: The patent practitioners associated with Customer Number 26111

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/08040 07/19/2004

Foreign Applications

GERMANY 103 35 183.3 07/30/2003

If Required, Foreign Filing License Granted: 11/08/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/565,883**

Projected Publication Date: 02/15/2007

NOV 1 6 2006 Sterne, Kessler, Goldstein & Fox, Non-Publication Request: No

Early Publication Request: No

Title

Fungicide ternary active ingredient combinations

Preliminary Class

514

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as

set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).